



Rep. William Davis

Filed: 4/9/2014

09800HB4094ham003

LRB098 15652 RLC 58504 a

1 AMENDMENT TO HOUSE BILL 4094

2 AMENDMENT NO. _____. Amend House Bill 4094, AS AMENDED, by
3 replacing everything after the enacting clause with the
4 following:

5 "Section 5. The Criminal Code of 2012 is amended by
6 changing Section 11-9.4-1 as follows:

7 (720 ILCS 5/11-9.4-1)

8 Sec. 11-9.4-1. Sexual predator and child sex offender;
9 presence or loitering in or near public parks prohibited.

10 (a) For the purposes of this Section:

11 "Child sex offender" has the meaning ascribed to it in
12 subsection (d) of Section 11-9.3 of this Code, but does not
13 include as a sex offense under paragraph (2) of subsection
14 (d) of Section 11-9.3, the offenses under subsections (b)
15 and (c) of Section 11-1.50 or subsections (b) and (c) of
16 Section 12-15 of this Code.

1 "Public park" includes a park, forest preserve,
2 bikeway, trail, or conservation area under the
3 jurisdiction of the State or a unit of local government.

4 "Loiter" means:

5 (i) Standing, sitting idly, whether or not the
6 person is in a vehicle or remaining in or around public
7 park property.

8 (ii) Standing, sitting idly, whether or not the
9 person is in a vehicle or remaining in or around public
10 park property, for the purpose of committing or
11 attempting to commit a sex offense.

12 "Sexual predator" has the meaning ascribed to it in
13 subsection (E) of Section 2 of the Sex Offender
14 Registration Act.

15 (b) Except as otherwise provided by law, it ~~is~~ is unlawful
16 for a sexual predator or a child sex offender to knowingly be
17 present in any public park building or on real property
18 comprising any public park.

19 (c) Except as otherwise provided by law, it ~~is~~ is unlawful
20 for a sexual predator or a child sex offender to knowingly
21 loiter on a public way within 500 feet of a public park
22 building or real property comprising any public park. For the
23 purposes of this subsection (c), the 500 feet distance shall be
24 measured from the edge of the property comprising the public
25 park building or the real property comprising the public park.

26 (d) Sentence. A person who violates this Section is guilty

1 of a Class A misdemeanor, except that a second or subsequent
2 violation is a Class 4 felony.

3 (Source: P.A. 96-1099, eff. 1-1-11; 97-698, eff. 1-1-13;
4 97-1109, eff. 1-1-13.)".